- H. B. No. 507, to Committee on Counties and County Boundaries.
- H. B. No. 510, to Committee on Counties and County Boundaries.
- H. B. No. 542, to Committee on Counties and County Boundaries.
- H. B. No. 586, to Committee on Highways and Motor Traffic.
- H. B. No. 614, to Committee on State Affairs.
- H. B. No. 611, to Committee on Game and Fish.
- H. B. No. 615, to Committee on Education.
- H. B. No. 620, to Committee on Criminal Jurisprudence.
- H. B. No. 632, to Committee on Game and Fish.
- H. B. No. 639, to Committee of Game and Fish.
- H. B. No. 668, to Committee on Towns and City Corporations.
- H. B. No. 670, to Committee on Game and Fish.
- H. B. No. 674, to Committee on Counties and County Boundaries.
- H. B. No. 678, to Committee on Game and Fish.
- H. B. No. 699, to Committee on Finance.
- H. B. No. 718, to Committee on Education.
- H. B. No. 719, to Committee on Public Lands and Land Office.
- H. B. No. 743, to Committee on Game and Fish.
- H. B. No. 756, to Committee on Game and Fish.
- H. B. No. 757, to Committee on Game and Fish.
- H. B. No. 790, to Committee on Game and Fish.
- H. B. No. 792, to Committee on State Institutions and Departments.
- H. B. No. 795, to Committee on Counties and Count Boundaries.
- H. B. No. 796, to Committee on Game and Fish.
- H. B. No. 801 to Committee on Judicial Districts.
- H. B. No. 809, to Committee on Counties and County Boundaries.
- H. B. No. 759, to Committee on Game and Fish.
- H. B. No. 803, to Committee on Game and Fish.
- H. B. No. 215, to Committee on Finance.

Adjournment

On motion of Senator Martin, the Senate, at 12:15 o'clock p. m., adjourned until 10:30 o'clock a. m., Monday, April 9, 1945.

FIFTY-FOURTH DAY

(Monday, April 9, 1945)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin Moffett Brown Moore Bullock Morris Carney Parrish Chadick Ramsey Crawford Shivers Graves Stanford Hazlewood Stone Jones Sulak Knight Taylor Vick Lane Lanning Weinert Winfield Martin Mauritz York Metcalfe

'A quorum was announced present.

The Reverend J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Friday, April 6, 1945, was dispensed with and the Journal approved.

.Leaves of Absence Granted

Senators Kelley and Spears were granted leaves of absence for today on account of important business on motion of Senator Mauritz.

Reports of Standing Committees

Senator Carney submitted the following reports:

Austin, Texas, April 9, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 231, have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman.

Austin, Texas, April 9, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 232, have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman.

Senate Concurrent Resolution 27

Senator Moffett offered the following resolution:

S. C. R. No. 27, Relating to accomplishments of the Texas Cotton Research Committee.

Whereas, the Texas Cotton Research Committee, composed of the President of The University of Texas, the President of The A. & M. College of Texas and the President of Texas Technological College, has heretofore been created by the Forty-seventh Legislature, 1941, and

Whereas, through the activities of said committee, a pattern for integrating and coordinating agricultural research throughout the State has been developed, which gives direction and force to such undertaking at a minimum cost, and collaterally provides a medium for the interchange of technical information, and the cooperative use of research facilities, among the institutions of this State, as well as with institutions in other States, and with Federal agencies, and also with privately financed research agencies, all of which precludes costly duplication of effort and facilities, and

Whereas, the Texas Cotton Research Committee has achieved national recognition as one of the most effective research organizations dealing with the problems of cotton, and

Whereas, through the activities of said committee, very significant research progress has already been made which fully justifies the expectations upon which the initial legislation was predicated, and because of which, the economic position of cotton in Texas has already been enhanced:

- (a) Through the evolution at the University of Texas of a special chemical treatment of cotton fibers, accompanied by the development of suitable spinning technique for their usage, which definitely promises to make Texas cottons competitive with longer staple eastern growths, and
- (b) Under the sponsorship of the committee at Texas Technological College, unspun cotton fabric compositions (i. e., wall paper, curtains, imitation leather, etc.) have been evolved through the application of synthetic resins to clean unspun cotton, which treatment dispenses with the need for expensive processes of spinning and weaving in the fabrication of articles which have a wide range of practical utility, and which opens new fields of utilization for Texas cottons in markets which formerly were not interested in them, and
- (c) The Cotton Research Committee has carried on research effort, at the Texas A. & M. College in the field of cottonseed products, with highly profitable results, with respect to producing a more digestible and nutritive protein concentrate for the livestock industry, and at the same time obtaining greater oil recovery per ton of seed, both of which are of tangible monetary benefit. These are definite accomplishments that yield annual price increases per ton of seed to the cotton growers of Texas in an amount double the sum of all of the appropriations theretofore made to the committee, and in fact will reach the magnitude of more than \$1,000,000 per year, for the industry in this State; now therefore be it

Resolved, that the Texas Cotton Research Committee, because of its demonstrated success, be and is hereby directed to enlarge the scope of its activities so that said committee shall also serve and be known as the Chemurgic Industrial Research Committee of Texas, charged with the responsibility of making a survey of the need for research into the industrial processing and marketing possibilities of the various agricultural products and other raw materials of Texas. Said committee shall recommend specific fields of research to those State institutions represented on said committee, for the purpose of harmonizing their research efforts. The said Chemurgic Industrial Research Committee may also designate

specific assignments to other public institutions or to private institutions when they have expressed a willingness to join in the program. It shall additionally report to future sessions of the Legislature its estmiates of the need for expanding chemurgic industrial research and shall make the first report not later than the opening day of the Fiftieth Legislature.

MOFFETT SULAK

The resolution was read.

By uanimous consent, the Senate considered the resolution immediately.

The resolution was adopted.

Senate Bill 171 Tabled

On motion of Senator Chadick, Senate Bill No. 171 was laid on the table.

Senate Bill 315 on First Reading

Senator Stone moved that the rules adopted pursuant to Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

Yeas-29

Aikin	Moffett
Brown	${f Moore}$
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Shivers
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York
Metcalfe	2 7 1 11

Absent-Excused

Kelley

Spears

The following bill then was introduced, read first time, and referred to the Committee on State Affairs:

By Senator Stone:

S. B. No. 315, A bill to be entitled "An Act granting permission to Mrs. Flora Dugat, and husband J. M. Dugat, Mrs. Mildred D. Miller, and husband, Leon Miller, and James Clyde Dugat,

a minor, to bring suit against the State of Texas and/or Highway Department of Texas and/or Department of Public Safety of the State of Texas, for damages for personal injuries alleged to have been sustained by the said Mrs. Flora Dugat, Mrs. Mildred D. Miller and James Clyde Dugat while riding in an automobile with and driven by Mrs. Flora Dugat, which said automobile was run into and struck by another automobile owned by the State of Texas, and being driven by an employee of the State of Texas, to-wit: J. L. Rundell, on or about the 4th day of September, 1942, at point about one mile northwest of the town of Brazoria, in Brazoria County, on State Highway No. 36 between the town of Brazoria and the town of West Columbia, and in which accident it is alleged that said parties were substantially injured, and while the said J. L. Rundell was in the discharge of his duties as highway patrolman and road overseer, and employed by the State Highway Department and the Department of Public Safety of the State of Texas on State Highway No. 36 in Brazoria County, and other State Highways in Brazoira County; providing the usual rules of law and precedure to apply in the courts and that no admission of liability of the State of Texas is made by this Act, and the facts as set out herein must be proven in court; providing that process in such suit may be served upon the Governor of Texas and Attorney General of Texas; providing that if any provisions of this Act shall be invalid, the validity of the other provisions thereof shall not be affected; and declaring an emergency.'

Senate Bill 316 on First Reading

Senator Winfield moved that the rules adopted pursuant to Section 5 of Article III of the State Contstitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

Yeas-29

Aikin	Hazlewood
Brown	Jones
Bullock	Knight
Carney	Lane
Chadick	Lanning
Crawford	Martin
Crawford	Martin
Graves	Mauritz

MetcalfeStoneMoffettSulakMooreTaylorMorrisVickParrishWeinertRamseyWinfieldShiversYorkStanford

Absent—Excused

Kelley

Spears

The following bill then was introduced, read first time and referred to the Committee on Towns and City Corporations:

By Senator Winneld:

S. B. No. 316, A bill to be entitled "An Act prescribing the method for the annexation of unoccupied territory contiguous and adjacent to the city limits of certain incorporated cities and towns on petition of the owners of all such territory; providing for the recording of such petitions; and declaring an emregncy."

Motion to Set Senate Bill 235 as Special Order

Senator York moved that Senate Bill No. 235 be set as a special order for Friday, April 13, 1945, immediately following the morning call on that day.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas-13

_ '	
Brown	Moffett
Carney	Parrish
Chadick	Stone
Crawford	Weinert
Hazlewood	Vick
Jones	York
Knight	

Nays—12

Aikin	Metcalfe
Bullock	Morris
Graves	Stanford
Lanning	Sulak
Martin	Taylor
Mauritz	Winfield

Present-Not Voting

Moore

Shivers

Absent

Lane

Ramsey

Absent-Excused

Kelley

Spears

Senate Bill 317 on First Reading

Senator Lanning moved that the rules adopted pursuant to Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill the provisions of which he explained.

The motion prevailed by the following vote:

Yeas-29

Aikin Brown Bullock Carney Chadick Crawford Graves Hazlewood Jones Knight Lane Lanning Martin	Moffett Moore Morris Parrish Ramsey Shivers Stanford Stone Sulak Taylor Vick Weinert Winfield

Absent-Excused

Kelley

Spears

The following bill then was introduced, read first time and referred to the Committee on Finance:

By Senator Lanning:

S. B. No. 317, A bill to be entitled "An Act making appropriations for the support and maintenance of the executive and administrative departments and agencies of the State Government for the two year period beginning September 1, 1945, and ending August 31, 1947, and for payment of other specified claims and items, and declaring an emergency."

Report of Standing Committee

Senator Knight, by uanimous consent, submitted the following report:

Austin, Texas, April 9, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred S. B. No. 316, have had the same under consideration and I am instructed to report it back to the Sen-

ate with the recommendation that it do pass and be not printed. KNIGHT, Chairman.

Senate Bill 316 on Second Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be supended and that S. B. No. 316 be placed on its second reading and passage to engrossment and on its third reading and final passage.

-Yeas-29

Aikin Brown Bullock Carney Chadick Crawford	Moffett Moore Morris Parrish Ramsey Shivers
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	\mathbf{Taylor}
Lane	Vick
Lanning	${f Weinert}$
Martin	Winfield
Mauritz	\mathbf{York}
Metcalfe	

Absent—Excused

Kelley

Spears

The President then laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senate Bill 316 on Third Reading

The President laid Senate Bill No. 316 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Moffett
\mathbf{Moore}
Morris
Parrish
Ramsey
Shivers
Stanford
Stone
Sulak
Taylor
Vick
Weinert
Winfield
York
2021

Absent-Excused

Kelley

Spears

Senate Concurrent Resolution 26

Senator Bullock called from the table for further consideration at this time:

S. C. R. No. 26, Providing for adjournment sine die on May 9, 1945.

The President laid the resolution before the Senate.

Senator Moore offered the following substitute for the resolution:

Be it Resolved by the Senate of Texas, the House of Representatives concurring:

That the Regular Session of the 49th Legislature be, and the same is adjourned sine die for legislative purposes at 12:00 o'clock Noon on the 9th day of May, 1945, conditioned, however, that the Senate of Texas shall meet on the 2nd Tuesday of January, 1946, and on the 2nd Tuesday in June, 1946, for the sole and only purpose of considering and acting upon nominations by the Governor, and confirming or rejecting such nominations.

Senator Aikin moved to table the substitute.

The motion to table was lost by the following vote:

Yeas-12

Aikin	Moffett
Brown	Morris
Bullock	Shivers
Chadick	Taylor
Mauritz	Weinert
Metcalfe	Winfield

Nays—14

Carney	\mathbf{Moore}
Crawford	Parrish
Graves	Stanford
Knight	Stone
Lane	Sulak
Lanning	Vick
Martin	\mathbf{York}

Present-Not Voting

Jones

 ${f Absent}$

Hazlewood

Ramsey

Absent—Excused

Kelley

Spears

Question recurring on the substi-

tute, yeas and nays were demanded.

The substitute was adopted by the following vote:

Yeas-15

Carney	Parrish
Chadick	Stanford
Graves	Stone
Knight	Sulak
Lane	Vick
Lanning	Weinert
Martin	York
Moore	

Nays-11

Aikin	Moffett
Brown	Morris
Bullock	Shivers
Crawford	Taylor
Mauritz	Winfield
Metcalfe	

Present-Not Voting

Jones

Absent

Hazlewood

Ramsey

Absent-Excused

Kelley

Spears

Senator Knight moved to lay the resolution as substituted on the table subject to call.

Senator Aikin moved to table the resolution as substituted.

Question first recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas-10

Mauritz
Metcalfe
Moffett
Morris
Shivers

Nays-17

Carney	Stanford
Crawford	Stone
Graves	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Moore	York
Parrish	

Absent

Hazlewood

Ramsey

Absent—Excused

Kelley

Spears

Question then recurring on the motion of Senator Knight to lay the resolution as substituted on the table subject to call, it prevailed by the following vote:

Yeas-23

Brown	\mathbf{Moore}
Carney	Parrish
Chadick	Shivers
Crawford	Stanford
Graves	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York
Moffett	

Nays—4

Aikin Bullock Metcalfe Morris

Absent

Hazlewood

Ramsey

Absent-Excused

Kelley

Spears

Senate Bill 148 on Second Reading

The President laid before the Senate, as a special order for this hour, on its second reading and passage to engrossment:

S. B. No. 148, A bill to be entitled "An Act amending Article 2675b, Section 5 (f) of Acts, 1929, 41st Legislature, 2nd Called Session, Chapter 10, increasing the membership of the Textbook Committee, defining qualifications for membership, outlining the duties of the Committee, fixing the compensation of Textbook Committee members, and declaring an emergency."

(Senator Mauritz in the Chair)

The bill was read second time and was passed to engrossment.

Senate Bill 148 on Third Reading

Senator Crawford moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 148 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Moffett
Brown	\mathbf{Moore}
Bullock	\mathbf{Morris}
Carney	Parrish
Chadick	Ramsey
Crawford	Shivers
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	\mathbf{York}
Metcalfe	

Absent—Excused

Kelley

Spears

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-28

Aikin Brown Bullock Carney Chadick Crawford Graves Hazlewood Jones Knight Lane Lanning Martin Mauritz	Metcalfe Moffett Moore Morris Parrish Shivers Stanford Stone Sulak Taylor Vick Weinert Winfield York
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Nays-1

Ramsey

Absent—Excused

Kelley

Spears

Message from the House

Hall of the House of Representatives. Austin, Texas, April 9, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has for a conference committee on Sen- be read on three several days be sus-

conferees have been appointed on the part of the House: Heflin, Storey,

Suiter, Johnson, Sadler.
Respectfully submitted,
CLARENCE JONES, Chief Clerk, House of Representatives.

Senate Bill 42 on Second Reading

The Presiding Officer laid before the Senate as postponed business on its second reading and passage to engrossment (The bill having been read second time on Thursday, March 29, 1945):

S. B. No. 42, A bill to be entitled "An Act amending Chapter 433, page 694, Section 1, Acts of the Regular Session of the Forty-seventh Legisla-ture (Article 5068-2. Vernon's Texas Statutes) relating to health and accident insurance, and declaring an emergency."

The bill was read second time.

Senator Stanford offered the follow committee amendment to the bill:

Amend Senate Bill No. 42 by striking out all above enacting clause and inserting in lieu the following:

"An Act A bill to be entitled amending Chapter 433, Page 694, Section 1, Acts of the Regular Session of the Forty-seventh Legislature (Article 5068-2, Vernon's Texas Statutes) to provide that it shall not apply to health and accident policies; and declaring an emergency."

The amendment was adopted.

Senator Sulak offered the following amendment to the bill:

Amend Senate Bill No. 42 by striking out all below the enacting clause save and except Section 2, and by inserting in lieu thereof the following:

"Section 1. The provisions of Section 1, of Chapter 433, Acts of the Regular Session of the 47th Legislature, shall not apply to health and accident policies."

The amendment was adopted.

Senate Bill No. 42 was then passed to engrossment.

Senate Bill 42 on Third Reading

Senator Stanford moved that the granted the request of the Senate constitutional rule requiring bills to Bill No. 123. The following pended and that S. B. No. 42 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Moffett
Brown	\mathbf{Moore}
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Shivers
Graves	Stanford
Hazlewood	Stone
Jones	Sulak`
Knight	Taylor
Lane	Viek
Lanning	W e iner t
Martin	Winfield
Mauritz	York
Metcalfe	

Absent-Excused

Kelley

Spears

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Aikin	Moffett
Brown	Moore
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Shivers
Graves	Stanford
Hazlewood	Stone
	Sulak
Jones	
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	\mathbf{York}
Metcalfe	

Absent—Excused

Kelley

Spears

(President in the Chair)

Senate Bill 291 on Second Reading

On motion of Senator Taylor and by unanimous consent, the regular order of business was suspended to take up on its second reading and passage to engrossment:

S. B. No. 291, A bill to be entitled "An Act amending Chapter 141, Acts 40th Legislature, Regular Session as

amended by Chapter 246, Acts 42nd Legislature, Regular Session and H. B. No. 321, Regular Session, 45th Legislature, and Chapter 21, Acts 45th Legislature, First Called Session to include persons who served in the active military, naval, or other armed forces or nurses corps of the United States on or after September 16th, 1940 and prior to the termination of hostilities in the present war; providing for a certificate of qualification or competence issued by the Director of the Veterans' State Service for Assistant Veteran's State Service Officers; and declaring an emergency."

The President laid the bill before the Senate on its second reading.

The bill was read second time and was passed to engrossment.

Senate Bill 291 on Third Reading

Senator Taylor moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 191 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas-29

Aikin	Moffett
Brown	\mathbf{Moore}
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Shivers
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York
Metcalfe	TOLK

Absent-Excused

Kelley

Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas-29

Chadick
Crawford
Fraves
Iazlewood

Jones Ramsey Knight Shivers Lane Stanford Lanning Stone Martin Sulak Mauritz Taylor Metcalfe Vick Moffett WeinertMoore Winfield Morris York Parrish

Absent—Excused

Kelley

Spears

Adjournment

On motion of Senator Lanning, the Senate, at 12:10 o'clock p. m., adjourned until 10:00 o'clock a. m., tomorrow.

FIFTY-FIFTH DAY

(Tuesday, April 10, 1945)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

Aikin Moffett Brown Moore Bullock Morris Carney Parrish Chadick Ramsey Crawford Shivers Graves Spears Hazlewood Stanford Jones Stone Knight Sulak Taylor Lane Lanning Vick Martin . Weinert Mauritz Winfield Metcalfe York

A quorum was announced present.

The Reverend J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence Granted

Senator Kelley was granted leave of absence for today on account of important business on motion of Senator Stone.

Reports of Standing Committees

Senator Vick submitted the following reports:

Austin, Texas, April 9, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 312, have had the same under consideraton and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

VICK, Chairman.

Austin, Texas, April 9, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 314, have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

VICK, Chairman.

Austin, Texas, April 9, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 271, have had the same under consideration and I am instructed to report back to the Senate with the recommendation that the original bill do not pass but that the Committee Substitute do pass in lieu thereof and be printed.

VICK, Chairman.

Senator Chadick submitted the following report:

> Austin, Texas, April 9, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Counties and County boundaries to whom was referred H. B. No. 152, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed. CHADICK, Chairman.

Senator Carney submitted the following reports:

> Austin, Texas, April 10, 1945.

Sir: We, your Committee on Game and Fish, to whom was referred H. B.